



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/692,884	10/20/2000	Kenneth R. Owens	4910.00003

**FORMALITIES LETTER**

Banner & Witcoff, Ltd.  
Ten South Wacker Drive, Suite 3000  
Chicago, IL 60606-7407



\*OC000000005623981\*

Date Mailed: 12/15/2000

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

*Melham - Testa before*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Docket No. 4910.00003)

IN RE APPLICATION OF  
Kenneth R. Owens et al.

Serial No. 09/692,884

Filed: October 20, 2000

For: Method for Establishing an MPLS Data  
Network Protection Pathway

)  
)  
)  
Examiner: na  
)  
Group Art Unit: 2661  
)  
)  
)

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION  
FILING DATE GRANTED**

BOX MISSING PARTS  
Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

In response to the Notice to File Corrected Application Papers mailed December 15, 2000, applicant hereby submits the following with respect to the above referenced patent application: Declaration and Power of Attorney; fee transmittal form for all filing fees and surcharges; Request for Two Month Extension of Time to File a Response to Notice of Missing Parts; and a copy of the Notice To File Missing Parts. Also enclosed for filing is a Revocation and Power of Attorney and an Assignment with Recordation Form Cover Sheet.

Respectfully submitted,

VEDDER, PRICE, KAUFMAN & KAMMHLZ

Date: 4/13/01

By: Christopher P. Moreno  
Christopher P. Moreno  
Reg. No. 38,566



Please type a plus sign (+) inside this box →

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/692,884
		Filing Date	October 20, 2000
		First Named Inventor	Kenneth R. Owens et al.
		Group Art Unit	2661
		Examiner Name	na
Total Number of Pages in This Submission	23	Attorney Docket Number	4910.00003

### ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input checked="" type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____  Remarks	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): -Copy of Notice to File Missing Parts -Certificate of Mailing -Declaration and Power of Attorney -Return Postcard
---	--	---

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Christopher P. Moreno
Signature	
Date	4/13/01

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as "Express Mail post office to addressee" addressed to Commissioner for Patents, Washington, DC 20231 on this date April 13, 2001

Typed or printed name	Christine A. Jaszkowski
Signature	
Date	4-13-01

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 560)

Complete if Known	
Application Number	09/692,884
Filing Date	October 20, 2000
First Named Inventor	Kenneth R. Owens et al.
Examiner Name	na
Group Art Unit	2661
Attorney Docket No.	4910.00003

## METHOD OF PAYMENT

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **22-0259**  
Deposit Account Name **Vedder Price Kaufman & Kammholz**

Charge Any Additional Fee Required  
Under 37 CFR 1.16 and 1.17

Applicant claims small entity status.  
See 37 CFR 1.27

2.  Payment Enclosed:

Check  Credit card  Money Order  Other

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$ 0)

## 2. EXTRA CLAIM FEES

Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =	
Independent Claims	- 3** =	
Multiple Dependent		

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0)

\*or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	130
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	390
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	40
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
Other fee (specify) _____					

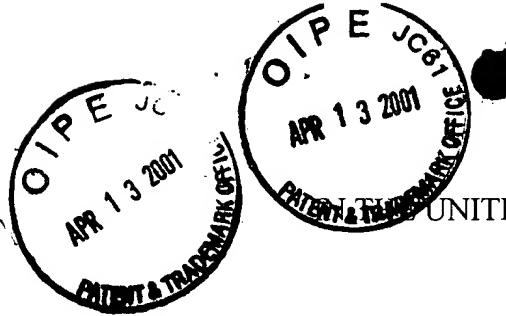
\* Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$ 560)

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Christopher P. Moreno	Registration No. (Attorney/Agent)	38,566	Telephone	312-609-7797
Signature	<i>Christopher P. Moreno</i>			Date	April 13, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.



T

04/16/01

sector ✓

UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth R. Owens et al.  
Serial No.: 09/692,884  
Filing Date: October 20, 2000  
Title: Method for Establishing an MPLS Data Network Protection Pathway  
Docket No. 4910.00003

BOX MISSING PARTS

Assistant Commissioner for Patents  
Washington, DC 20231

EXPRESS MAIL CERTIFICATE

“Express Mail” Label Number: EL707795980US

Date of Deposit: April 13, 2001

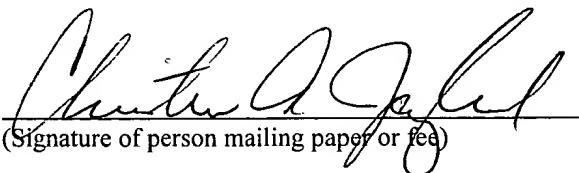
I hereby certify that the following attached paper

Response to Notice to File Missing Parts; copy of Notice to File Missing Parts; Request for Two Month Extension of Time to File a Response to Notice to File Missing Parts; Revocation and Power of Attorney; Declaration and Power of Attorney; Assignment and Recordation Form Cover Sheet; transmittal form; fee transmittal and duplicate; return postcard;

is being deposited with the United States Postal Service “Express Mail Post Office to Addressee” service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, BOX MISSING PARTS, Washington, D.C. 20231.

Christine A. Jaszkowski

(Typed or printed name of person mailing paper or fee)

  
(Signature of person mailing paper or fee)